IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.815 of 2007.
IN
FIRST APPEAL ST.NO.30783 OF 2006.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Shri Rohan Darandale for the Applicant.
Shri S.B.Shete for Respondents Nos.1 to 7.

CORAM : ABHAY S.OKA, J.

DATED : 4th December, 2007.

P.C.:

1. Heard the Advocate for the Applicant and the Advocate for Respondents Nos.1 to 7. The Application is opposed by Respondents Nos.1 to 7 who are the original claimants.

2. Though in view of the averments made in the Application, delay deserves to be condoned, considering the long delay and nature of explanation offered by the Applicant, the Applicant will have to pay costs to the 1st to 7th Respondents. Rule is accordingly made absolute in terms of prayer clause (a) subject to condition of the Applicant paying costs of Rs.5000/- to Respondents Nos.1 to 7 within a period of six weeks from today. Deposit of the amount of costs with

the Tribunal will be treated as sufficient compliance. Payment of costs will be condition precedent. If compliance is made, the Appeal shall be placed for admission on 22nd January 2008. The Advocate for the Appellant to produce on record a certified copy of the order passed on Application under section 170 of the Motor Vehicles Act.

Judge.